

MAR 30 '12 -10 45 AM

SURFACE TRANSPORTATION BOARD



Houston Harbaugh
ATTORNEYS AT LAW

COPY

WRITER'S DIRECT DIAL:

(412) 288-5003

juraslm@hh-law.com

File # 24446-3

March 27, 2012

VIA FEDERAL EXPRESS

Cynthia Brown, Section Chief
Office of Proceedings
Surface Transportation Board
395 E Street SW
Washington, DC 20423

RE: Secondary Document for Recordation – Full Termination of Lease of Lease Agreement between National Railway Equipment Co. and Allegheny Valley Railroad Company dated October 20, 2004 – Recordation Number 25336 for Locomotive EMD Model SW-1500, Number NREX 2627.

Dear Chief Brown:

Enclosed for recordation with the Surface Transportation Board (the "STB") is one (1) original and two (2) copies of a fully executed Full Termination of Lease (the "Termination") to terminate that certain Lease Agreement between National Railway Equipment Co., as the Lessor, and Allegheny Valley Railroad Company, as the Lessee, dated October 20, 2004. Also enclosed is a check in the amount of \$41.00 for the filing fee.

The enclosed Termination is to be recorded pursuant to Section 11301 of Title 49 of the U.S. Code. The Termination is a secondary document, connected to that certain Lease Agreement as filed with the STB at Recordation Number 25336, filed December 8, 2004 at 4:38 p.m.

Kindly process the enclosed Release for filing and return the original and one (1) filed copy of the Termination to our offices in the enclosed, self-addressed, stamped envelope provided.

For indexing purposes, the Release may be indexed as follows:

Secondary Document for Recordation – Full Termination of Lease

Primary Document: Lease Agreement dated October 20, 2004.

Three Gateway Center • 401 Liberty Avenue 22nd Floor • Pittsburgh PA 15222-1005

Phone 412.281.5060 • Fax 412.281.4499 • www.hh-law.com

Page 2

Primary Document Recordation Number/Date: 25336, December 8, 2004 at 4:38 pm.

Lessor: National Railway Equipment Co.

Lessee: Allegheny Valley Railroad Company

Equipment for Release: National Railway Equipment Co. EMD Model SW-1500, Number NREX 2627.

If you should have any questions regarding this filing, please contact me at (412) 288-5003 or at the e-mail address set forth above. You may also contact Danielle N. Hykes, Esq. at (412) 288-2262 or at hykesdn@hh-law.com.

Thank you for your attention to this matter.

Very truly yours,

A handwritten signature in black ink that reads "Lisa M. Jaras". The signature is written in a cursive, flowing style.

Lisa M. Jaras

Paralegal to Danielle N. Hykes, Esq.

cc: Mr. Russell A. Peterson (via email)
Ms. Amy Smith (via email)
Danielle N. Hykes, Esq. (via email)

MAR 30 '12 -10 45 AM

FULL TERMINATION OF LEASE

COPY

SURFACE TRANSPORTATION BOARD

The undersigned, acting in the capacity as set forth below and on behalf of NATIONAL RAILWAY EQUIPMENT CO. (the "Lessor"), publishes this notice that the certain Lease Agreement dated as of October 20, 2004 (together with all riders, schedules and other attachments and any amendments thereto, collectively, the "Lease"), between the Lessor and ALLEGHENY VALLEY RAILROAD COMPANY (the "Lessee") for the lease of certain locomotive(s), has been terminated, in full, with respect to the railroad equipment under the Lease including, but not limited to, the railroad equipment set forth in Exhibit A.

A Memorandum of Lease was duly filed with the Surface Transportation Board under Recordation Number 25336 on December 8, 2004 at 4:38 p.m.

Dated this 19th day of March, 2012.

NATIONAL RAILWAY EQUIPMENT CO.

By: [Signature]

Name: JAMES M. WURTZ, JR.

Title: VP MARKETING & SALES

State/Commonwealth of Illinois)
County of Cook)

SS:

On this 19th day of March, 2012, before me a Notary Public in and for said County and State, personally appeared JAMES M. WURTZ JR., who acknowledged himself/herself to be a duly authorized officer of NATIONAL RAILWAY EQUIPMENT CO., and that, as such officer, being authorized to do so, he/she executed the foregoing instrument for the purposes therein contained.



[Signature]
NOTARY PUBLIC

My Commission expires: 9-26-2015

EXHIBIT A

<u>Manufacturer and/or Vendor Name</u>	<u>Equipment Description</u>
National Railway Equipment Co.	One EMD model SW-1500 Switching Locomotive, bearing road number NREX 2627